REMARKS

Claims 1-54 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent No. 6,373,463 to Beeks ("Beeks") in view of U.S. Patent Application Publication No. 2002/00212277 to Kramer et al. ("the Kramer Application"). Under 35 U.S.C. §103(c), however,

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Subject matter developed by another person, which qualifies as prior art under one or more of subsections (e), (f), and (g) of section 102 of this title, shall not preclude patentability under this section where the subject matter and the claimed invention were, at the time the invention was made, owned by the same person or subject to an obligation of assignment to the same person.

At the time the claimed invention of the present application was made, the Kramer Application and the present application were owned by and/or subject to an obligation of assignment to the same person, Immersion Corporation. Thus, the Kramer Application cannot be properly considered prior art under 35 U.S.C. § 103. Accordingly, Applicants respectfully request that the rejections under 35 U.S.C. § 103 be withdrawn.

Amendments made to claims 1-54 have been made only to clarify the subject matter being claimed, and not for reasons relating to patentability.

Conclusion

All of the stated grounds of objection and rejection have been properly traversed, accommodated, or rendered moot. Applicants believe that a full and complete response has been made to the outstanding Office Action and, as such, the present application is in condition for allowance. If the Examiner believes, for any reason, that personal communication will expedite

prosecution of this application, the Examiner is invited to telephone the undersigned at the number provided.

Prompt and favorable consideration of this Amendment and response is respectfully requested.

Dated: May 27, 2003

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Tel: (703) 456-8000 Fax: (703) 456-8100 Respectfully submitted, COOLEY GODWARD LLP

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